

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

In the Matter of BARRON GIBBS and U.S. POSTAL SERVICE,
POST OFFICE, Kansas City, MO

*Docket No. 99-1072; Submitted on the Record;
Issued October 16, 2000*

DECISION and ORDER

Before MICHAEL E. GROOM, A. PETER KANJORSKI,
PRISCILLA ANNE SCHWAB

The issue is whether appellant has established that he was entitled to temporary total disability beginning May 23, 1995 due to his accepted employment injury.

The Board has given careful consideration to the issue involved, the contentions of the appellant on appeal and the entire case record. The Board finds that the decision of the hearing representative of the Office of Workers' Compensation Programs, is in accordance with the facts and the law in this case and hereby adopts the findings and conclusions of the Office hearing representative that appellant has not established that he was temporarily totally disabled starting May 23, 1995 due to his accepted employment injury.

The decision of the Office of Workers' Compensation Programs dated January 8, 1999 and finalized January 14, 1999 is hereby affirmed.

Dated, Washington, DC
October 16, 2000

Michael E. Groom
Alternate Member

A. Peter Kanjorski
Alternate Member

Priscilla Anne Schwab
Alternate Member